



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

Handwritten signature: J. F. [unclear]

| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|-----------------------|------------------------|
| 10/826,968 | 04/15/2004 | Stephen Alan Smith | 3177 P 408 |

Paul J. Nykaza, Esq.
 WALLENSTEIN WAGNER & ROCKEY, LTD
 311 South Wacker Drive, 53rd Floor
 Chicago, IL 60606-6630



CONFIRMATION NO. 1182

FORMALITIES LETTER



OC000000013085620

Date Mailed: 06/28/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

08/30/2004 BABRAHA1 00000025 10826968

FILED UNDER 37 CFR 1.53(b)

| | |
|------------|-----------|
| 01 FC:1001 | 770.00 OP |
| 02 FC:1051 | 130.00 OP |
| 03 FC:1201 | 86.00 OP |

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$86 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

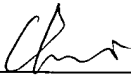
Total additional fee(s) required for this application is **\$986** for a Large Entity



- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.

- \$86 for 1 independent claims over 3.

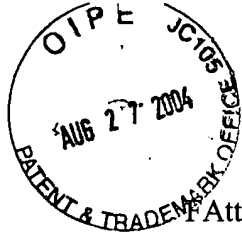
Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.


Customer Service Center

 
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



Attorney Docket No. 3177 P 408
/207864

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | |
|--|---|------------------------|
| In re Application of: |) | |
| |) | |
| Stephen Alan Smith |) | |
| |) | |
| Application No. 10/826,968 |) | Examiner: Not Assigned |
| |) | |
| Confirmation No. 1182 |) | Art Unit: 3727 |
| |) | |
| Filed: April 15, 2004 |) | |
| |) | |
| For: Container Lid with Closure Member |) | |

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF
NONPROVISIONAL APPLICATION - FILING DATE GRANTED**

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Commissioner:

Pursuant to the "Notice To File Missing Parts Of Nonprovisional Application - Filing Date Granted" dated June 28, 2004, enclosed are the following:

- Copy of Notice to File Missing Parts of Nonprovisional Application - Filing Date Granted (Part 2 - Copy to be Returned with Response)
- Original Declaration and Power of Attorney signed by the inventor, Stephen Alan Smith
- Check in the amount of \$986 to cover the filing fee and the surcharge for filing the Declaration and Power of Attorney (large entity)

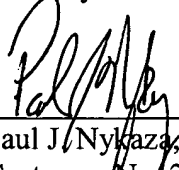
Application No. 10/826,968
Response to Notice to File Missing Parts
Page 2

Please charge any additional fees or credit any overpayments to Deposit Account No. 23-0280. A duplicate copy of this Response is enclosed for that purpose.

Date: August 24, 2004


Respectfully submitted,

By:



Paul J. Nykaza, Registration No. 38,984
Customer No. 23424
Wallenstein Wagner & Rockey, Ltd.
311 South Wacker Drive, 53rd Floor
Chicago, Illinois 60606-6630
312.554.3200

~~~~~  
I hereby certify that this correspondence is, on the date shown below, being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on **August 24, 2004**.

  
\_\_\_\_\_  
Julie M. Weisenberger